

U. S. BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA

**ABINGDON CALENDAR - FEBRUARY 15, 2006**

(The Honorable William F. Stone, Jr. Presiding)

(Start: \_\_\_\_\_ Recess: \_\_\_\_\_ ♦ Resume: \_\_\_\_\_ Stop: \_\_\_\_\_ ♦ Trials: \_\_\_\_\_ Proceedings \_\_\_\_\_)

Attys:                      Debtors:                                              Case Nos.:                      Trustees:

**9:30 A. M. - PRE-TRIAL CONFERENCES IN COURTROOM**

Pro se                      ROGER WELLS    (*converted to Chapter 7 on 12/8*)                      04-75100                      Callahan/S

**AP 05-07309**; 454 Recover Money/Property; ***Reinstated***  
Debtor vs All American Homes (Esposito)  
Notice to Appear and Show Cause re failure to pay filing fees #13  
***Order entered 2/8 continues AP to 3/22 @10:00***

**AP 05-07310**; 454 Recover Money/Property; ***Reinstated***  
Debtor vs Malcolm and Sandra Browning (Pyott)  
Notice to Appear and Show Cause re failure to pay filing fees #12  
***Order entered 2/8 continues AP to 3/22 @10:00***

**AP 05-07311**; 454 Recover Money/Property; ***Reinstated***  
Debtor vs Clayton Homes (Pro se)  
Notice to Appear and Show Cause re failure to pay filing fees #11  
***Order entered 2/8 continues AP to 3/22 @10:00***

**AP 05-07312**; 454 Recover Money/Property; ***Reinstated***  
Debtor vs Ralph Davis and Classic Homes  
Notice to Appear and Show Cause re failure to pay filing fees #15  
***Order entered 2/8 continues AP to 3/22 @10:00***

**AP 05-07313**; 454 Recover Money/Property; ***Reinstated***  
Debtor vs 1st Bank & Trust/1st Commonwealth Bank  
& Gregory Gilbert (Esposito)  
Notice to Appear and Show Cause re failure to pay filing fees #17

Gilbert's Motion for Summary Judgment filed 12/1, #19, 20  
***Order entered 2/8 continues AP to 3/22 @10:00***

**WFS ABG 2/15**

**9:30 A. M. - PRE-TRIAL CONFERENCES IN COURTROOM**

Pro se

ROGER WELLS (converted to Chapter 7)

04-75100

Callahan/S

*APs continued from previous page*

**AP 05-07314; 454 Recover Money/Property; *Reinstated***

## Debtor vs Free Service Tire #411

Notice to Appear and Show Cause re failure to pay filing fees #11

**Order entered 2/8 continues AP to 3/22 @10:00**

**AP 05-07315; 454 Recover Money/Property; *Reinstated***

## Debtor vs General Shale, LLC (Pro se)

Notice to Appear and Show Cause re failure to pay filing fees #11

***Order entered 2/8 continues AP to 3/22 @10:00***

**AP 05-07345; 454 Recover Money/Property; *Reinstated***

Debtor vs Joseph and Nora Hardison (Pro se)

Notice to Appear and Show Cause re failure to pay filing fees #12

**Order entered 2/8 continues AP to 3/22 @10:00**

**AP 05-07346; 454 Recover Money/Property; *Reinstated***

Debtor vs Ron and Shelby Hold and JBH Investments (Pro se)

Notice to Appear and Show Cause re failure to pay filing fees #11

***Order entered 2/8 continues AP to 3/22 @10:00***

**AP 05-07347; 454 Recover Money/Property; *Reinstated***

## Debtor vs Impact International Church (Pro se)

Notice to Appear and Show Cause re failure to pay filing fees #11

***Order entered 2/8 continues AP to 3/22 @10:00***

**AP 05-07348: 454 Recover Money/Property; *Reinstated***

Debtor vs Joyce Kennedy (Lyle) (*summons issued 9/30; re-issued 10/4*)

Response (*Motion to dismiss AP*) filed 11/1 #8,9 (Lyle)

Debtor *definite statement* filed 12/1 #13

**Order entered 2/8 continues AP to 3/22 @10:00**

**AP 05-07349: 454 Recover Money/Property; *Reinstated***

Debtor vs George and Dorothy Masters (*summons issued 9/30; re-issued 10/4*)

Motion to Dismiss Adversary filed 10/27 #8 by defendant/Dorothy Masters (Copeland)

Debtor *definite statement* filed 12/1 #13

**Order entered 2/8 continues AP to 3/22 @10:00**

**AP 05-07350: 454 Recover Money/Property; *Reinstated***

Debtor vs Jeffrey and Sherry McGraw (*summons issued 9/30; re-issued 10/4*)

**Order entered 2/8 continues AP to 3/22 @10:00**

**9:30 A. M. - PRE-TRIAL CONFERENCES IN COURTROOM**

Pro se

ROGER WELLS (*converted to Chapter 7*)

04-75100

Callahan/S

*APs continued from previous page*

**AP 05-07351:** 454 Recover Money/Property; ***Reinstated***

Debtors vs Networking and Computers, LLC and Shawn Miller

(*summons issued 9/30; re-issued 10/4*)

Motion to Dismiss filed 11/10, #11

Amended complaint filed 12/1 #17; *Summons issued reschedules PT 1/18 @9:30*

***Order entered 2/8 continues AP to 3/22 @10:00***

**AP 05-07352:** 454 Recover Money/Property; ***Reinstated***

Debtors vs Barry Rader (*summons issued 9/30; re-issued 10/4*)

***Order entered 2/8 continues AP to 3/22 @10:00***

**AP 05-07353:** 454 Recover Money/ Property; ***Reinstated***

Debtor vs Mary Reynolds (*summons issued 9/30; re-issued 10/4*)

Answer and Motion to Dismiss filed 10/18, #8 (Kieffer)

Amended Complaint filed 11/4, #10 (*summons re-issued 11/9*)

Answer and Motion to Dismiss filed 12/6, #16 (Kieffer)

***Order entered 2/8 continues AP to 3/22 @10:00***

**AP 05-07354:** 454 Recover Money/Property; ***Reinstated***

Debtor vs Scott and Lori Salyer (*summons issued 9/30; re-issued 10/4*)

***Order entered 2/8 continues AP to 3/22 @10:00***

**AP 05-07355:** 498 (other action) ***Reinstated***

Debtor vs Smokey Mountain Hydo Test (*summons issued 9/30; re-issued 10/4*)

***Order entered 2/8 continues AP to 3/22 @10:00***

Motion to Dismiss filed 12/6, #11, 12 (Esposito)

**AP 05-07356:** 454 Recover Money/Property; ***Reinstated***

Debtor vs Athletes Foot (*summons issued 9/30; re-issued 10/4*)

***Order entered 2/8 continues AP to 3/22 @10:00***

**AP 05-07357:** 454 Recover Money/Property; ***Reinstated***

Debtors vs Larry and Gajendra Bafna (*summons issued 9/30; re-issued 10/4 & 10/7*)

Response (*Motion to Dismiss AP*) filed 11/1 #9,10 (Copeland)

Definite Statement filed by DR 12/5, #14

***Order entered 2/8 continues AP to 3/22 @10:00***

WFS ABG 2/15

**10:00 A. M. PRE - TRIAL CONFERENCES**

Carroll      DAVID AND JANICE FARMER      (*Petition filed 6/27/05*)      05-72470      Callahan/LM  
U.S. Trustee Motion to Dismiss Pursuant to 707(b) with memorandum in support  
filed 10/6, #18 (Garber) *cont from 11/22 for further Pre-Trial*  
***Per 2/14 TC from Guzinski and Carroll, trial to be scheduled for June 21, 2006***  
***at 2:30 pm. Court to prepare standard pre trial order.***

**10:00 A. M. MISCELLANEOUS**

Pro se      ROGER WELLS      04-75100      Jessee/S

Motion to Amend Highland's Union Bank's Motion for Relief d/e #17 *to add*  
*Charlie Jessee, Trustee as party defendant* filed by Highlands Union Bank on  
1/24 #323,324 (Hutton)  
***Order entered 1/25 #32 Grants Motion to Amend***

Trustee Motion to Compel documents and Motion to Extend Deadlines to File  
Complaints filed 1/16 #327

McDaniel      SANDRA JANE SCHRADER      (*Petition filed 10/14/05*)      05-75182      Jessee/GR  
Trustee Motion to Dismiss or Extend Deadline for objection to Discharge filed  
12/29, #14, *cont from 2/1*  
*Motion to continue to 3/8 @10AM with proposed order filed 2/13.*

Fleenor      TRAVIS CLARK      (*Petition filed 10/14/05*)      05-75345      Jessee/JJ  
Motion for Relief filed 1/24 #12,15 by New Century Mortgage Corporation  
(Rosenberg)  
***Order entered 2/13 #17 grants relief***

Fellhauer      ELLA BUCK      (*Petition filed 10/16/05*)      05-75783      Wick/GR  
Motion for Relief filed 1/25 #13,15 by America's Servicing Company (Sasser)  
***Order entered 2/8 #18 vacates the stay by default***

Money      JEFFREY KESTNER      (*Petition filed 10/14/05*)      05-75138      Callahan/AF  
Motion to Redeem filed 1/24 #7 - Respondent/United SE Federal Credit Union

WFS ABG 2/15

**10:00 A. M. MISCELLANEOUS**

Copeland	THREE SEASONS INC. Objection to Claim #6 of VA Dept of Taxation filed 12/27, #22 <u>Response</u> filed 1/19 #24  <i>Motion to Continue to 3/22 @10 and Agreed Order granting Motion to be submitted by Callahan per 2/9 T/C</i>	04-1764	Callahan/SL
Slavin	CHRISTOPHER & MICHELLE KELLEY ( <i>Petition filed 10/17/05</i> ) Motion for Relief filed 1/25 #30,33 by Chase Manhattan Mortgage Home Finance LLC (Wood) <u>Answer</u> filed 2/3, #35	05-75795	Jessee/NS
Jessee	DAVID & HILDA BOWIE ( <i>Petition filed 10/15/05</i> ) Motion to Avoid Lien re: Citifinancial filed 12/29, #11, 13	05-75621	Wick/S
Lamie	RANDAL AND JUDY CURREY ( <i>Petition filed 6/1/05</i> ) Motion to Dismiss case for Substantial Abuse filed on 8/29 #9 by UST (Guzinski) <i>cont from 10/19, 1/18</i>	05-72152	Callahan/SJ
Hutton	DOUGLAS AND SHIRLEY WILDER ( <i>Petition filed 9/21/05</i> ) Motion for Relief filed 9/30 #7 by Wells Fargo Bank (Sasser) <i>cont from 10/19,12/7, amended 12/29, #27, cont from 1/18</i> <u>Response</u> filed 10/17, #16 (Fellhauer) <i>cont from 12/7, 1/18</i> <u>Response</u> to Amended motion filed 12/30, #28, <i>cont from 1/18</i>	05-73719	Vogel/VS
Largen	STUARD & BETTY LOU NEWBERRY ( <i>Petition filed 10/14/05</i> ) Motion to Avoid Lien filed 1/24 #10,11 - Respondent-James King, Jr., M.D., P.C. and Wythe Surgical Associates, Inc. <i>Order entered 2/13 #14 grants Motion</i>	05-75286	Jessee/GR

**10:00 A. M. MISCELLANEOUS**

Money	WALTER AND PHYLLIS ROBINSON	06-70014	Callahan/VS
	Motion for Relief filed 1/19 #10,12,14 by Wells Fargo Financial Acceptance (Goldstein)		
Carmody	CHARLIE C. & SUSAN JANE SMITH ( <i>Petition filed 4/27/05</i> )	05-71627	Wick/S
	2 <sup>nd</sup> Motion of UST to Extend Issuance of Discharge filed 9/23, #28 (Guzinski) <i>cont from 12/7, 1/18</i> <i>Consent order withdrawing the motion to be tendered by Guzinski</i>		
	UST Motion to Dismiss case filed 9/23, #29 (Guzinski) <i>cont from 12/7, 1/18</i> <u>Answer</u> filed 10/7, #33 <i>cont from 12/7, 1/18</i> <b><i>Order withdrawing motion entered 2/3</i></b>		
	<i>Order entered 1/23 #38 converts case to chapter 13</i>		
Largen	JOSEPH AND INEDA JENNINGS ( <i>Petition filed 8/18/05</i> )	05-73129	Jessee/S
	Objection to Debtor's Claim of Exemptions filed 11/25 #44 by Opal Clifton (Shortridge), <i>cont from 1/18</i> <u>Response</u> filed 12/1 #49		
	Objection to Abandonment filed 11/25 #43 by Opal Clifton (Shortridge) <i>cont from 1/18</i>		
	<i>Order entered 1/30 #57 converts case to chapter 13 with conf scheduled 3/22</i>		
Fellhauer	RONALD ROBERTS ( <i>Petition filed 10/16/05</i> )	05-75774	Wick/LM
	Trustee motion to Dismiss Case filed 1/14 #9 Trustee Motion to Withdraw/Dismiss Motion to Dismiss Case filed 1/30 #13 <b><i>Order withdrawing motion entered 1/30 #14</i></b>		
Slavin	CHARLES COTTER ( <i>Petition filed 9/28/05</i> )	05-73928	Wick/S
	Trustee motion to Dismiss Case filed 1/13 #10 ( <i>failure to cooperate</i> ) <b>OBJ</b> by DR filed 2/3, #11 <b><i>Order withdrawing Trustee's Motion entered 2/9 #13</i></b>		

WFS ABG 2/15

**10:00 A. M. MISCELLANEOUS**

Largen      TIMOTHY AND SHARON DOSS (*Petition filed 10/11/05*) 05-74757      Vogel/SJ  
Motion for Relief filed 1/17 by Countrywide Home Loans, Inc. (Bryant)  
***Order granting relief entered 1/27 #20***

Farthing      ALLEN COMBS      (*Petition filed 9/28/05*)      05-73917      Wick/VS  
Motion to Redeem filed 1/16 #9; Wells Fargo Financial, Respondent

Beck      ANTAEUS TECHNICAL SERVICES INC      99-2114      Copeland/VS  
Objection of Trustee (Copeland) to Claims: *cont from 9/21 & 1/4*

#50: CIBC World Markets filed 4/1; # 367 *cont from 11/22 for service on RA*  
*Status Conference - cont from 1/4*

**See also objection to Claim #22 scheduled for TRIAL @2:30**

**1:00 P.M. CONFIRMATIONS**

Hutchinson      MARK AND DIANE YATES (*PD 10/11/05, conv 12/14/05*) 05-74749      Widener/JJ  
Plan filed 12/15 #9

*Note: Valuation motion scheduled 3/8 @1PM*

Hutchinson      TINA BLANKENSHIP (*PD 10/14/05, conv 12/13/05*)      05-75165      Widener/SL  
Plan filed 12/15, #10, 14; conf ntc #9

**1:00 P.M. CONFIRMATIONS**

Hutchinson	GARY JACKSON      ( <i>Petition filed 8/22/05</i> ) ( <i>converted 11/23/05</i> ) Plan filed 12/15 #23, 20 Plan filed 12/16, #24 (replaces plan filed 12/15, #23)	05-73163	Widener/SL
Hutchinson	JAMES AND GRACE SCOTT ( <i>PF 10/3/05, conv 12/14/05</i> ) Plan filed 12/15, #22; conf ntc #21 <i>Amended plan filed 1/12 #25 schedules confirmation on 3/8@1PM</i>	05-74102	Widener/JM
Lamie	JOHNNY AND MELISSA COALSON Plan filed 12/27, #11; conf ntc #6  <i>Order Dismissing case entered 1/9 #16</i>	05-75844	Widener/JJ
Lamie	DAVID AND WANDA JACKSON 2 <sup>nd</sup> Amended Plan, corrected, filed 10/5, #74, 75 <i>cont from 11/22, 12/19, 1/18</i>	04-03812	Widener/SO
Fleenor	NANCY WALLS)      ( <i>Petition filed 10/14/05</i> ) ( <i>converted 12/12/05</i> ) Plan filed 12/15 #15 ( <i>no cert of service</i> ) Trustee Report and Show Cause filed 2/6 #18	05-75338	Widener/AF



1:00 P.M. CONFIRMATIONS

Fleenor	<p>TAFFIE AND TED BARB, II (<i>Petition filed 10/14/05</i>)  <i>(converted 12/7/05)</i>  Plan filed 12/15, #18, 19; conf ntc #15  <b>OBJ:</b> filed 12/29, #21 by Chase Home Finance (Stewart)</p> <p>Trustee Report and Show cause filed 2/6 #24</p> <p><i>Note: §341 continued to 2/24 @9:30</i></p>	05-75347	Widener/JJ
Fleenor	<p>SHAWN FULKS                      <i>Petition filed 9/15/05)</i>  <i>(converted 12/16/05)</i>  Plan filed 12/15 #21, 23  Trustee Report and Show Cause filed 2/6, #31</p>	05-73603	Widener/JM
Carmody	<p>JAMES AND JUDY JACOBS  Amended Plan filed 12/19 #53, 57  Trustee Report and Show cause filed 10/27 #47, <i>conf from 11/22, 1/18</i></p>	04-74235	Widener/AF
Largen	<p>DONALD &amp; SANDRA CLINE (<i>Petition filed 8/9/05</i>)  <i>(conv 10/20/05)</i>  Plan filed 11/3, #14; <i>cont from 1/18</i>  Trustee Report and Show cause filed 12/28 #17, <i>cont from 1/18</i></p>	05-72997	Widener/NS
Fleenor	<p>CHARLES ROBERT SENTER (<i>Petition filed 10/14/05</i>)  Plan filed 11/4, #14, 15 with cert of service, <i>cont from 1/18</i></p>	05-75382	Widener/GR

**1:00 P.M. CONFIRMATIONS**

Black SELDON FRENCH (*Petition filed 7/8/05*) 05-72626 Widener/SJ  
3<sup>rd</sup> Amended Plan filed 12/5, #74, 81, 82; *cont from 12/21*

Trustee Report and Show Cause filed 8/26 #24 *cont from 10/19, 11/9, 12/21*

Lamie WILLIAM AND DEBORAH WILSON (*Petition filed 9/2/05*) 05-73357 Widener/SJ  
Plan filed 9/2, #2,6 - *cont from 12/7, 12/21, 1/18*  
Trustee Report and Show Cause filed 10/27 #10 - *cont from 12/7, 12/21, 1/18*

Motion for Relief filed 12/12 #15 by Washington Mutual Bank (Stewart) *cont from 1/4, 1/18*

Answer filed 12/14 #20 *cont from 1/4, 1/18*

Largen RHONDA GAYE MARSHALL (*Petition filed 10/14/05*) 05-75313 Widener/SO  
Plan filed 10/14, #4, 6, *cont from 1/4*

Valuation: Schewel Furniture filed 1/6 #14,15

Valuation: Citizen's Financial Services (Citizen's Bank) filed 1/6 #16,17

Largen WATSON HUGHES SURBER, JR. (*Petition filed 10/3/05*) 05-74101 Widener/JM  
Plan filed 10/3, #4; conf notice #7, *cont from 1/4*

Valuation: Sun Comp Credit Union (2000 Chevrolet Cavalier, 1996 Saturn and 2001 Daewoo) filed 1/12 #16

Largen CLAYTON & TAMARA STEVENS (*Petition filed 7/13/05*) 05-72685 Widener/GR  
Amended Plan filed 12/22, #19, 20, 21

**1:00 P.M. CONFIRMATIONS**

Largen            PAMELA GWEN THOMAS (*Petition filed 9/6/05*)            05-73382            Widener/GR  
                         Amended Plan filed 12/22, #17, 18, 19

**OBJ:** Systems & Services Technologies filed 10/26 #12 (Sasser) *cont from 12/7 Order withdrawing entered 1/18 #22*

Largen            HELEN CLAUDINE HALSEY (*Petition filed 9/12/05*)            05-73529            Widener/S  
                         Amended Plan filed 12/22, #20, 21

**OBJ:** filed by GMAC Mortgage Corp on 10/3 #9 (Epps) *cont from 12/7*

Proctor            RANDALL PHILLIPS (*Petition filed 10/5/05*)            05-74236            Widener/AF  
                         Amended Plan filed 12/29 #14, 16

**OBJ:** Option One Mortgage Corp filed 11/3, #10 (Bierman), *cont from 1/4 Response* filed 12/29, #15, 18 - *cont from 1/4*

Trustee Report and Show Cause filed 12/27, #13, *cont from 1/4*

Delafield            JAMES ROSCOE VANDYKE, JR. (*Petition filed 12/21/05*) 05-75858            Widener/SJ  
                         Plan filed 1/3, #12, conf ntc #7 (cert. of credit counseling #3)  
                         Trustee Report and Show Cause filed 2/6 #13

Sutherland            CHAD & SARAH MILLER (*Pet filed 10/6/05, conv 12/21*) 05-74341            Widener/JJ  
                         Plan filed 12/22, #16, 17; cnf ntc #14

**OBJ:** filed 1/16 #27 by General Motors Acceptance Corp (Eason)  
                         Amended **OBJ** filed 2/13 #34 by GMAC (Easton)

Valuation: GMAC filed 12/22, #18, 19, as amended 1/4, #25  
Response filed 1/16 #26, amended #35 filed 2/13

*Amended Plan filed 1/27 #30 schedules conf 3/22 @ 1PM #31*

WFS ABG 2/15

**1:00 P.M. CONFIRMATIONS**

Sutherland      LINDA D. CARR      (*PF 10/6/05, Conv12/27/05*)      05-74308      Widener/SO

Plan filed 1/5, #15, 16, 11  
*Amended Plan filed 1/27 schedules confirmation on 3/22 @ 1:00PM*

Valuation: Bank of Marion (2004 Ford Taurus) filed 1/5, #17  
Response filed 2/3 #25 (Graham)

**1:30 P.M. MISCELLANEOUS**

Largen      GEORGE & CRYSTAL HELTON      (*Petition filed 10/13/05*)      05-75126      Widener/S  
Motion for Relief filed 1/18 #15,18 by ABN AMRO Mortgage Group, Inc.  
(Stewart)  
Response filed 1/26 #24

*(Note: Amended Plan filed 1/19 #19 schedules conf on 3/8 @ 1PM)*

Gifford      JOHNNY AND KRISTI WIDNER      (*Petition filed 10/12/05*)      05-74799      Widener/NS  
Motion for Relief filed 1/18 #23, 25 by Citizens Automobile Finance, Inc.  
(Fogleman)  
***Order entered 2/9 #28 grants relief***

**2:00 P.M. MISCELLANEOUS**

Via      DEBORAH RINGLEY      03-05293      Widener/NS  
Motion for Relief filed 12/20 #29 32 by Citifinancial, Inc. (Zimm)  
(*cont from 1/18*)  
Response filed 12/28 #34

WFS ABG 2/15

**2:00 P.M. MISCELLANEOUS**

Timoney	WAYNE AND JILL HORTON <i>(Petition filed 4/26/05)</i> 05-71601     Widener/JM Motion for Relief filed 1/18 #40,43 by Green Tree Servicing LLC (Smith, C) <u>Response</u> filed 1/27 #45 <b><i>2/13; Per TC from Carol in Calvin Smith's office a Consent order is circulating will tendered to CM orders.</i></b>
Via	NORMAN AND RITA TEASTER     02-01319     Widener/VS Trustee Motion to Dismiss or Convert case filed 1/24 #83  <i>Amended Plan filed 2/10 #84 schedules conf for 4/5 @1PM</i>
Farthing	STUART AND LISA KITTS <i>(Petition filed 3/17/05)</i> 05-70986     Widener/GR Trustee Motion to Dismiss or Convert case filed 1/24 #30  <i>Amended Plan filed 2/10 #32, schedules conf on 4/5@1PM</i>
Carmody	KEITH AND JOSEPHINE SPAULDING     03-04623     Widener/S Trustee Motion to Dismiss or Convert case filed 1/24 #36
Carmody	JOSEPH AND SHARI COLE     01-04094     Widener/NS Trustee Motion to Dismiss or Convert case filed 11/2 #76, <i>cont from 11/22</i>
Largen	CLAUDE AND MARY NESTER     04-02131     Widener/AF Trustee Motion to Dismiss or Convert case filed 1/24 #36

**WFS ABG 2/15**

**2:30 P.M. TRIAL**

Beck                      ANTAEUS TECHNICAL SERVICES INC                      99-2114                      Copeland/VS  
                                 Objection of Trustee (Copeland) to Claim: #22 Richard Wolfe filed 4/1; # 345  
                                 *Order entered 11/23/05 #597 scheduling Trial for 2/15*  
  
                                 *Order entered 2/12 #642 continues Objection to Claim #22 to 3/8 @10AM*